

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SUN HEAN LEY,) CASE NO. C06-0820RSM
)
Petitioner,)
)
v.)
) ORDER DISMISSING § 2254
DOUG WADDINGTON,) PETITION
)
Respondent.)
_____)

The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's motion to dismiss the petition, the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the balance of the record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) Respondent's motion to dismiss petitioner's federal habeas petition (Dkt. #15) is GRANTED and the petition (Dkt. #4) is DISMISSED under 28 U.S.C. § 2244(d);
- (3) Petitioner's request to stay these proceedings (Dkt. #17) is DENIED; and
- (4) The Clerk is directed to send copies of this Order to petitioner, to counsel for

01 respondent, and to Judge Theiler.

02 DATED this 28th day of February, 2007.

03
04 

05 RICARDO S. MARTINEZ
06 UNITED STATES DISTRICT JUDGE
07
08
09
10
11
12
13
14
15
16
17
18
19
20
21
22